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H.611

Introduced by Representatives Grad of Moretown and Morris of Bennington

Referred to Committee on

Date:

Subject: Criminal procedures; compensation to victims of crime; subrogation  
lien

Statement of purpose of bill as introduced: This bill proposes to clarify that when the Victims Compensation Board awards compensation to a crime victim, the State is subrogated to the rights of the victim and has a lien against the perpetrator in the amount of the award, less any fines imposed by the court.

An act relating to compensation for victims of crime

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 13 V.S.A. § 5357 is amended to read:

§ 5357. SUBROGATION; LIEN; DISPOSITION OF PROCEEDS

The ~~state~~ State shall be subrogated to the rights of the victim, assignee, heir, or dependent to whom cash payments are granted to the extent of the cash payments granted, less the amount of any fine imposed by the court on the perpetrator of the crime. The State shall have a lien therefor and may commence an action or intervene in any action to protect and enforce the lien.

1 Such subrogation rights shall be against the perpetrator of the crime or any  
2 person liable for the pecuniary loss.

3 Sec. 2. EFFECTIVE DATE

4 This act shall take effect on passage.